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Message Text

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13
ACTION IO-13

INFO OCT-01 EUR-25 ADP-00 GAC-01 ACDA-19 CIAE-00 DODE-00

PM-07 INR-10 L-03 NSAE-00 NASA-04 NSC-10 RSC-01

SCI-06 RSR-01 AF-10 ARA-11 EA-11 NEA-10 /143 W
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TO SECSTATE WASHDC 8140
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E. O. 11652: N/ A
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SUBJ: OUTER SPACE -- FRENCH EARTH RESOURCE SATELLITE
LEGAL PRINICIPLES

1. FRANCE HAS SUBMITTED A PAPER TO THE OUTER SPACE COMMITTEE ENTITLED " DRAFT PRINCIPLES GOVERNING REMOTE SENSING OF EARTH RESOURCES FROM OUTER SPACE". THE PAPER CONSISTS OF SIX PARAGRAPHS AND AN ANNEX HEADED " SAMPLE ORGANIZATION OF REMOTE- SENSING ACTIVITIES".

2. THE SIX PRINICPLES READ BEGIN QUOTE
1. OUTER SPACE MAY BE USED FREELY BY ALL STATES, WITHOUT ANY DISCRIMINATION, UNDER CONDITIONS OF EQUALITY AND IN ACCORDANCE WITH INTERNATIONAL LAW, INCLUDING THE UNITED NATIONS CHARTER AND THE 1967 OUTER SPACE TREATY, FOR ENGAGING IN THE REMOTE SENSING OF EARTH RESOURCES EXCLUSIVELY FOR PEACEFUL PURPOSES.
2. SUCH USE SHALL, IN PARTICULAR, RESPECT THE PRINCIPLE OF THE SOVEREIGNTY OF STATES, WITH SPECIAL REFERENCE TO THE RIGHT OF PERMANENT SOVEREIGNTY OF PEOPLES AND NATIONS OVER THEIR WEALTH AND RESOURCES AS A BASIC CONSTITUENT OF THEIR RIGHT TO SELF-DETERMINATION, IN ACCORDANCE WITH THE PRINICPLES LAID
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DOWN IN UNITED NATIONS GENERAL ASSEMBLY RESOLUTIONS 1803 (XVII) OF 14 DEC 1962 AND 2158 (XXI) OF 25 NOVEMBER 1966.
3. REMOTE SENSING OF EARTH RESOURCES FROM OUTER

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SPACE SHALL BE CARRIED OUT FOR THE GOOD AND IN THE INTERESTS OF ALL COUNTRIES, WHATEVER THEIR STATE OF ECONOMIC OR SCIENTIFIC DEVELOPMENT, AND THE RESULTS OF SUCH ACTIVITY SHOULD CONTRIBUTE TO AN IMPROVEMENT IN THE BALANCE OF THE NATURAL ENVIRONMENT.

4. EVERY STATE ENGAGING IN REMOTE SENSING OF EARTH RESOURCES FROM OUTER SPACE SHALL INFORM THE SECRETARY-GENERAL OF THE UNITED NATIONS OF THE DATE, DURATION, NATURE AND OBJECTIVES OF THAT ACTIVITY AND OF THE AREAS WHICH MAY BE AFFECTED. IN ADDITION, EVERY STATE WHOSE TERRITORY OF TERRITORIAL SEA IS AFFECTED BY REMOTE SENSING SHALL RECEIVE PRIOR NOTIFICATION THEREOF FROM THE STATE, STATES OR INTERNATIONAL ORGANIZATION RESPON-SIBLE FOR SUCH ACTIVITY.

5. (1) EVERY STATE TERRITORIALLY AFFECTED BY REMOTE SENSING OF EARTH RESOURCES SHALL HAVE THE RIGHT, IF IT SO REQUESTS, TO PARTICIPATE THEREIN ON FAIR AND REASONABLE TERMS.

(2) USE OF THE DOCUMENTS RESULTING FROM A REMOTE-SENSING OPERATION MAY NOT BE GRANTED TO THIRD PARTIES, WHETHER GOVERNMENTS OR PRIVATE PERSONS, WITHOUT THE CONSENT OF THE STATE WHOSE TERRITORY IS AFFECTED.

6. WHERE REMOTE- SENSING ACTIVITIES COVER LAND OR SEA AREAS OUTSIDE THE FURISDICTION OF STATES, ALL STATES SHALL HAVE THE RIGHT TO PARTICIPATE THEREIN ON FAIR AND REASONABLE TERMS; THEY SHALL ALSO HAVE THE RIGHT TO RECEIVE THE RESULTS OF SUCH ACTIVITIES, ON THE SAME TERMS, WITHIN THE FRAMEWORK OF AN ORGANIZED SYSTEM OF INTERNATIONAL CO- OPERATION. END QUOTE

3. THE ANNEX, WHICH OPENS WITH A CHART, CONTAINS THE FOLLOWING TEXT BEGIN QUOTE

(1) THE SATELLITE MAY BE BUILT BY ONE OR MORE STATES. THERE MAY BE CO- OPERATION IN EITHER THE DESIGNING OR THE FINANCING OF THE ON- BOARD EQUIPMENT, OR IN BOTH. LAUNCHING OF THE SATELLITE MAY BE EITHER A UNILATERAL OR A CO- OPERATIVE PROJECT.

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(2) THE STATIONS WILL TRANSMIT REMOTE COMMANDS AND RECEIVE TELEMETRY DATA RELATING TO REMOTE SENSING FOR ALL THE AREAS SCANNED BY THE SATELLITE WHEN IT IS VISIBLE TO THE STATIONS.

WHERE THE SATELLITE HAS AN ON- BOARD MEMORY, ONE OR MORE STATIONS MAY COLLECT ALL THE TELEMETRY DATA STORED ON BOARD. THE DATA WILL THEN BE TRANSMITTED TO THE REGIONAL CENTRES, OR TO THE SERVICES ACTING AS SUCH, FOR DISTRIBUTION TO USERS.

(3) THE REGIONAL DATA CENTRE MAY BE EITHER NATIONAL OR INTERNATIONAL; AS PART OF AN ORGANIZED SYSTEM OF CO- OPERATION, IT WILL:

RECEIVE ALL RAW DATA FROM THE STATIONS AND CONVERT

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THEM INTO PROCESSED DATA (PHOTOGRAPHS, TAPES, ETC.);
BE RESPONSIBLE FOR THE DISTRIBUTION OF THE PROCESSED
DATA TO THOSE AUTHORIZED TO RECEIVE THEM (THE USERS);
RECEIVE FROM THE USERS INFORMATION ON THE METHODS
OF EXPLOITING THE DATA AND ENSURE THAT THE INFORMA-
TION IS DISSEMINATED ;
RECEIVE FROM DESIGNATED CORRESPONDENTS INFORMATION
ON THE APPLICATION OF THE RESULTS ACHIEVED BY THE
USERS (PLANNING, RESOURCE MANAGEMENT, MONITORING
OF THE ENVIRONMENT, ETC.);
RECEIVE GUIDELINES FROM THE CO- ORDINATION CENTRE
CONCERNING DATA DISTRIBUTION AND TRANSMIT ANY USEFUL
INFORMATION TO THE CENTRE.
(4) THE USERS WILL:
RECEIVE FROM THE REGIONAL CENTRE THE PROCESSED
DATA AND SUCH INFORMATION ON METHODS FOR EXPLOITING
THOSE DATA AS IT COLLECTS;
EXPLOIT THE PROCESSED DATA IN A PURELY NATIONAL
CONTEXT;
BE ABLE TO CALL UPON THE SERVICES OF ANY COMPETENT
FOREIGN BODY;
TRANSMIT TO THE REGIONAL CENTRE INFORMATION CON-
CERNING THE METHODS OF EXPLOITATION AND THE
QUALITATIVE RESULTS OBTAINED.
(5) THE INTERNATIONAL CO- ORDINATION CENTRE WILL
BE UNDER THE SUPERVISION OF THE UNITED NATIONS. IT
WILL ENSURE THATTHE RULES FOR THE DISTRIBUTION OF
PROCESSED DATA ARE OBSERVED AND WILL ACT AS A FOCAL
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POINT FOR THE COLLECTION OF INFORMATION CONCERNING
METHODS OF EXPLOITATION AND THE APPLICATION OF RESULTS;
SUBSEQUENTLY IT WILL DISTRIBUTE THE INFORMATION TO THE
REGIONAL ENTRES FOR THE BENEFIT OF THE VARIOUS STATES.
THE INFORMATION WILL BE DISTRIBUTED BY MEANS OF A
REPORT WHICH THE CENTRE WILL PREPARE AND PUBLISH AT
INTERVALS TO BE SPECIFIED.
(6) APPLICATION OF THE DATA WILL BE THE RESPONSI-
BILITY OF REGIONAL OR NATIONAL INSTITUTIONS, WHICH WILL
EMPLOY THE RESULTS OBTAINED BY THE USERS TO CONTROL
RESOURCES (MANAGEMENT, PLANNING, INVENTORIES, MONITORING
OF THE ENVIRONMENT, ETC.).
THE REGIONAL CENTRES WILL RECEIVE INFORMATION ON
SUCH APPLICATION (STRUCTURES, EFFECTS, ECONOMIC ASPECTS).
END QUOTE

4. FRENCH PAPER POUCHED DONALD BLACK (IO).
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